

BECK APPROVED BOLLING'S PLANS

Regarded Concrete Flume as
Proper When He Passed
on Contract.

ENGINEER DIFFERS WITH INSPECTORS

Makes Full and Frank Statement
in Which He Reviews Work
in All Essential Details.
Need Cast Iron Pipe to
Get Clear Water
Quickly.

ESSENTIAL points developed in the inquiry into the failure of the settling basin flume last night were the direct contradiction by City Engineer Charles E. Bolling of much of the testimony of the resident engineers and inspectors, a frank and extended statement as to many points brought out by the testimony, and the fact that much of the concrete used was not subjected to chemical analysis, or else that nearly one-third less cement was used than the cubic area of the flume would require. It also developed that the much-discussed section of the feeder wall which fell was not built on a rock foundation, as required, and that the contractor who replaced it went four or five feet deeper. Resident Engineer R. M. Bolling and Assistant Engineer W. W. Clark, who were present when the flume was erected.

Chairman Morgan R. Mills and Building Inspector Beck, both members of the Water Committee when the contract was awarded, and both men of technical knowledge, testified as committee men, not as experts. Both admitted that they had relied entirely on the superintendent, and had only given the plans a cursory glance.

Beck thought the flume was a work which would prove of lasting benefit.

Chairman Mills was the first witness. He had been a member of the committee eight years, and was a member when the contract for settling basin and flume were awarded.

"The principal cause for delay in the work," he said, "was an inadequate appropriation. The first appropriation was \$25,000; then raised to \$40,000, and later to \$50,000. The committee recommended a proposition to have the flume built on a percentage basis. I opposed it in the committee and the Council, as I did not know just what it would cost in the end. Other bids were taken, and finally the Crouse award was made. I did not advocate a concrete flume, and voted against the final award. It was just a layman's opinion, but I didn't think conditions were favorable. I am familiar with the plans only in a general way. The committee, through the superintendent, investigated concrete flumes. I think Mr. Bolling made a trip to see similar work elsewhere."

Could Not Pin Him Down. Mr. Mills again asked Mr. Bolling for his opinion as to who should be held responsible, although it was urged that, as chairman of the committee on whose hands the flume stood, he should take some pronounced stand. He had examined the flume since its failure, and considered it an entire wreck.

"Were you aware of the fact that the inspection reports only show 3,200 barrels of cement inspected, while the Crouse foreman testified that 4,900 were used?"

"No, sir. That is news to me."

Mr. Mills said he never saw the flume while construction work was going on, and did not know as to the tying of the wire. He supposed it was to be a continuous arch.

"Any time it is provided that there is to be a continuous arch and that bond is broken, it must weaken resistance," he said. "The flume was built to stand a pressure of ten pounds, the normal use to which it would be put, without a margin or factor of safety. Iron pipe is always required to be from 50 to 100 per cent. stronger than the actual use."

"We paid out the money from month to month on recommendation of city officers. I never recommended so drastic a step as collecting the \$50 a day penalty provided. We were holding back 10 per cent. of the price. I never had any complaints as to the character of the work, and from all the information we had, it was getting along all right, except as to the delays."

Questioned as to the use of bad concrete on the work, Mr. Mills, after many efforts to be excused, said that a man had once told him that about 15 bags of defective cement were on the works. Mr. Mills was instructed to produce the man or his name at the next meeting.

GROUND IS PURCHASED

Building Site Is Secured for the Southern Commercial Congress. WASHINGTON, D. C. January 11.—Transfer was made to-day to John A. Parker, of New Orleans, president of the recently organized Southern Commercial Congress of the old St. Matthews Church property, located at the corner of Fifteenth and H Streets, and block north of Trevelyan. The price paid was \$500,000. As soon as the Southern Commercial Congress is incorporated the property will be transferred to it.

On the land, which contains more than 22,000 square feet, and on which now stands an old big-pillared church edifice, will be erected a ten-story modern office building, to be used in part by the congress itself. It will contain, for instance, a large hall, in which will be held the meetings of the body, while a portion of the building will be used for the permanent exhibition of Southern manufactures, to advance the market for which was one of the objects of the organization.

The first floor will be used for business purposes.

The executive and financial committees of the congress will meet in Atlanta on January 15th to complete arrangements for raising the building fund. The property was paid for in cash, which was raised by the sale of the property through Charles Hall Davis, of Petersburg, Va., president of the Petersburg Chamber of Commerce. On December 31st the property was transferred to McNeill & McNeill, attorneys, and by them conveyed to Mr. Parker.

ADAMS ELIMINATED

Hicks, of Henderson, Seems to Be the Favorite for Judgeship.

WASHINGTON, January 11.—The North Carolina judgeship seems to be the object of the contest to-day. Judge Jeter C. Pritchard, of the United States Circuit Court, formerly the political patronage dispenser for that State, and E. C. Duncan, Republican national committeeman and principal representative of the North Carolina Republican machine, had a long talk about the judgeship. They have given their backing to ex-Judge Spencer B. Adams, the real head of the North Carolina organization. Judge Pritchard, however, was sent for by the President, who wanted to ask about the qualifications of the candidates, and who have been mentioned.

It is understood that the conference definitely eliminated Mr. Adams because of his residence in the western district of the State and the President's announced purpose of confining the selection to the district where the vacancy exists.

Senator Simmons introduced a large delegation of business and professional men from Newbern, who urged the nomination of W. W. Clark, of that city. The delegation was composed of both Republicans and Democrats, and they secured the praises of Mr. Clark. The prospects at this time seem to favor T. H. Hicks, of Henderson, who has endorsements of high class.

HEARINGS CONTINUED

Leading Attorneys in Standard Oil Dispute Make Appearance.

NEW YORK, January 11.—Several witnesses testified in rebuttal to-day mostly on technical points in the government's hearing to dissolve the Standard Oil Company of New Jersey as an alleged violator of the anti-trust laws. The proceedings were somewhat enlivened by the reappearance of Frank B. Kellogg, the government's counsel, and Moritz Rosenthal, senior counsel for the Standard Oil Company, both of whom have for some time been absent from the hearing.

Charles K. Smith, head of the Charles K. Smith Oil Company, of Philadelphia, related the story of the war waged in recent years by the Standard and the independent dealers, and how the Atlantic Refining Company, a Standard subsidiary, visited his customers, offering them a reduction of 1-2 cent per gallon below the local rate while charging the quoted rate to its regular customers.

Other testimony adduced was technical, and dealt with the output and price.

The hearing will be continued to-morrow.

FIGHTS FOR FREEDOM

Financial Agent King, Still in Jail, Resorts to the Law.

BOSTON, January 11.—On the ground that Cardenio F. King, the financial agent, was not convicted on December 27th of any specific crime, a motion was made in the Superior Court to-day by his counsel, former Attorney-General Herbert Parker, for an arrest of judgment and a stay of sentence.

King has been in jail since last Wednesday to obtain \$35,000 bail, and sentence had been deferred until Wednesday next.

In motion to-day, Mr. Parker stated that before the trial was begun he asked the government to specify the charge upon which it relies in the trial. The answer at that time was that the indictment charged King with embezzlement and larceny, and obtaining money by false pretenses. According to Mr. Parker, the jury returned a verdict of guilty in twenty-seven counts, but did not state the specific crime in each count, and claimed that King cannot be sentenced unless the crime of which he may be guilty is known. There has been a hearing on the motion on Wednesday.

EVIDENCE IS IN

Case of Thornton Jenkins Hains Goes to Jury.

FLUSHING, N. Y., January 11.—All the evidence in the trial of Thornton Jenkins Hains has been taken, and the case is expected to go to the jury by noon Thursday, after counsel for both sides have summed up and Justice Crane has laid down the law in his charge. A brief session of court was held this morning, after which the State and defense announced that there was no more evidence to be offered, and adjournment was announced.

Thornton Jenkins Hains, counsel to sum up their evidence to prove that the defendant was not a principal with his brother, Captain Peter C. Hains, in the killing of William E. Annis.

John F. McIntyre, chief of defense counsel, informed Justice Crane that he would take all day to present his case, and Prosecutor Darrin said he would take all day Wednesday to sum up.

Witnesses of several Bayview Yacht Club members testified to-day that they saw Mrs. William E. Annis on the boat after the first shot was fired.

HIS CONFESSION HORRIBLE STORY

Preacher-Murderer, After
Eluding Officers, Kills Him-
self in Boarding House.

RAMBLING TALE OF BATTLE IN CHURCH

Ascribes the Act to Self-Defense
and Moral Cowardice Because
of Hypnotic Influence Vic-
tim Held Over Him.
Letter to Wife Is
Unopened.

CARTHAGE, ILL., January 11.—Rev. John H. Carmichael, pastor of the Central Methodist Church, and near Adair, Mich., confessed to the murder of a neighbor, whom he slew with a hatchet and cremated last Tuesday night in Battle Run Church, committed suicide to-day in the toilet room of Miss Miranda Hughes's boarding house by cutting his throat with a pocket knife.

The preacher left a letter to the sheriff of Adair, Mich., giving details of the murder, disavowing and in the French Parliament recently passed a resolution in favor of the retention of the death penalty in France. The preacher said he was a "fool" for carrying out Parliament's ruling.

The violent demonstrations may be partly explained as an expression of the relief of the preacher, and in the French Parliament recently passed a resolution in favor of the retention of the death penalty in France. The preacher said he was a "fool" for carrying out Parliament's ruling.

WANTS THE CHILD

Commodore Mills to Sue Former Wife, Now Living in Virginia.

DRIGHT, Mich., January 11.—Alfred L. Mills, attorney for Commodore Merrill B. Mills, said to-day that court proceedings probably would be instituted against Mrs. John T. McCurdy, now of Selden, Va., formerly Mrs. Mills, to gain custody of his daughter, Cynthia. Mr. Mills is said to have offered that the \$5,000 a year accorded Mrs. Mills for the education and support of Cynthia has been properly used since she married McCurdy and moved to Virginia. Selden is said to be too far from Dright for educational facilities commensurate with the child's station in life.

At the time of the Mills divorce case, which attracted attention all over the country on account of the sensational charges made and the social prominence of the parties, Mrs. Mills said that he would give \$10,000,000 to Cynthia, the daughter, who bears the same name as his yacht, and Mrs. Mills is said to have retorted that she would rather see Cynthia dead than give her to her father. The mother gave up the custody of the child, was accorded the custody of the child, now eight years old, but no alimony. Mrs. McCurdy is worth \$10,000,000 in her own right.

PITTSBURG SCANDALS

More Cases of Municipal Graft Come Up in Court.

PITTSBURG, Pa., January 11.—The Tube City Railroad scandal, which three years ago caused a sensation, and which has been the subject of numerous investigations of bribery and graft against officers of the railroad and members of the Pittsburgh Councils, was brought up in court here to-day, when Charles S. Cameron, president of the Tube City Railroad, was on trial, charged with a misdemeanor. A second indictment charges Cameron and S. Richard Shoup with conspiracy, and a third indictment charges Alexander A. Cameron, a brother of the railroad president, with bribery.

The witnesses in court to-day were W. J. Martin, a former Councilman, who is serving a three years' sentence in the penitentiary on a charge of corrupt solicitation of members of the Councils in connection with the purchase of a franchise wanted by the railroad company. An alleged bribery fund of \$70,000 also figures in the case.

HAS MURDERED SEVEN

Officers Attribute This Number to Negro Who Is Under Arrest.

BIRMINGHAM, January 11.—In the arrest of Jim Power, January 11.—In officers believe they have captured one of the most desperate criminals that has operated in the South. He is charged with seven distinct and separate murders and numerous highway robberies. When put through the sweating process this morning he confessed to killing two negroes in a crap game, one known as "Fat Boy" and the other "Slim".

Other murders with which he is charged are Jim Crow, a negro grocer at Ensley; R. A. Cummings, a grocer at North Birmingham; John Abell, an Italian peddler at Ensley; John Jones, aged citizens at Johns, Ala.; white farmer near Kellyton, Ala.

CREW MUTINIED

Refused to Work on Stranded Steamship and Are Arrested.

NEW YORK, January 11.—The British steamer Dahomey, from Sydney, C. B., December 13th, via Newport News, was stranded off the coast of Virginia and lies in a smooth bay, but exposed to the north and the west, and would probably be pounded to pieces should a severe northeaster come up. The steamer Rescue is pumping the water out of the hold, and has introduced it to fifteen feet. About 1,000 tons of cargo of coal have been jettisoned, and more will probably have to be thrown overboard before the steamer can be floated.

As had been the case on previous nights, the crowds began assembling at the Auditorium early in the evening. As early as 7 o'clock cars, crowded to their capacity, reached the Auditorium, and hundreds of persons arrived on foot. By 7:30 several thousand persons were gathered outside of the place. At that hour the choir had assembled on the platform in the rear of the speakers' stand.

PROBE SECRET SERVICE

Speaker Cannon Appoints Committee of House to Make Investigation.

WASHINGTON, January 11.—In pursuance of the resolution unanimously adopted by the House of Representatives Saturday providing for an investigation into the whole subject of the secret service, Speaker Cannon to-day announced the following as the committee to have charge of the matter:

Clintond, Pennsylvania, chairman; Curtis N. Ingersoll, Young, Michigan; Brantley, Georgia, and Bowers, Mississippi, the last two being Democrats.

CAROUSE AT EXECUTION

Brutal Spectacle Is Enacted in France During Carrying Out of Law.

BETHUNE, PAS DE CALAIS, FRANCE, January 11.—The first inflictions of capital punishment in France for a number of years have just witnessed in this town to-day, when four murderers were decapitated by the guillotine. The executions were public and took place in the presence of a large crowd.

The multitude of spectators was impatient, and upon the appearance of the guillotine, a great shout was raised. The effect upon the crowd was the most horrible feature of the execution. As Abel Pollet, chief of the murderers, rushed toward the guillotine, the crowd broke through the lines of soldiers and rushed toward the guillotine. Pollet brutally repulsed a priest who sought to console him. Shouts of joy burst from the crowd as the knife dropped. The troops immediately after the executions dispersed the crowd and ended what was regarded by foreign observers as a degrading spectacle and a disgusting and terrible scene of mob atrocity for blood during the revolution.

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GIRL SINGS WHILE AUDIENCE LISTENS

Voice From Gallery Responds
in Sweet Soprano to Choir
Leader's Request.

CROWDS GROW LARGER; SCORES TURNED AWAY

Great Evangelist Takes That
Magic Word "Mother" as
His Theme, and Stirs
Audience to Tears.
Would Enter All
Homes.

Program for To-Day

11 A. M.—St. Paul's Church, quiet hour service, Dr. Chapman.

12 o'clock noon—St. Paul's Church, conference on personal work, Ralph C. Norton.

12 o'clock noon—Chesapeake and Ohio shops, Richmond, Mr. Asher.

3 P. M.—Fulton Baptist Church, Rev. Thomas Needham.

3:30 P. M.—Central Methodist Church, Manchester, Dr. Granstaff.

4 P. M.—St. John's Episcopal Church, Rev. C. T. Schaeffer.

4 P. M.—Christ Episcopal Church, Rev. Daniel S. Toy.

8 P. M.—City Auditorium, Dr. Chapman, women only.

8 P. M.—First Baptist Church, men only, Rev. Daniel S. Toy.

8 P. M.—Fulton Baptist Church, men only, Rev. Thomas Needham.

8 P. M.—Bronx Memorial Church, men only, Rev. C. T. Schaeffer.

7:30 P. M.—Central Methodist Church, Manchester, Dr. Granstaff, men only.

In case it is necessary after the Auditorium is filled, evangelists will be conducted in Holy Trinity Episcopal, Park Place Methodist and Grove Avenue Baptist churches in the order named.

To an audience of more than 4,000 persons, of almost every age and from every walk in life, who gathered in the City Auditorium last night, Dr. J. Wilbur Chapman preached what was undoubtedly the most powerful sermon ever heard in this city. He has delivered in Richmond. His subject was "An Old-Fashioned Home," and his text was from the Second Book of Kings, twentieth chapter, fifteenth verse: "What have they seen in this house?"

During his discourse on that magical word, "Mother," he swayed his audience almost at will for more than an hour. His every word was received with rapt attention, and at times the congregation was held almost breathless. The deep emotion was attested when the sermon ended.

For a minute or more there was silence, and here and there in the hall and in the gallery men and women, and younger ones, too, were wiping away tears.

After Dr. Chapman had finished "Home, Sweet Home," was rendered by Mr. Ernest W. Nafziger, in a clear, sweet tenor, that carried to every part of the great building and that touched every heart. Then the evangelist asked some men who had such a "sweet home" as he had painted in his sermon to stand up. Two hundred or more men—old, young and middle-aged—rose. Next the women who had been brought up in such homes were requested to rise.

A short prayer followed, and the evangelist called all those who wished to pray for prayer to raise their hands. All over the building hands went up. Another prayer was offered, and at its conclusion an opportunity was given those, who desired to do so, to accept Christ. About 100 persons raised their hands.

Many came the most impressive part of the evening's service. The old, old hymns, so beloved by mothers of bygone days, were sung by the choir and audience, under the leadership of Mr. Charles M. Alexander.

First Dr. Chapman requested the hymn his mother loved so well. The choir joined in on the chorus of "Come Thou Fount of Every Blessing." Mr. Alexander sang his mother's favorite hymn—"There'll Be No Sorrow There." Preachers gathered on the platform and persons in the audience requested hymns.

When the singing was over Dr. Chapman asked that the Christians in the audience, who would say that they would lead better and more consistent lives, stand up.

When about 3,000 or more persons rose to their feet, the evangelist exclaimed: "It seems to me the angels in heaven are noticing this wonderful sight. Richmond will be affected by it for many years to come."

Three Richmond preachers—Dr. Thomas Semmes, pastor of St. Andrew's Church; Dr. J. Calvin Stewart, pastor of the Church of the Covenant; and Dr. R. L. Smith, of the Second Baptist Church, ascended the platform with the speaker and remarked on the services and their benefit to Richmond. The meeting closed in prayer.

Crowds on Hand Early. As had been the case on previous nights, the crowds began assembling at the Auditorium early in the evening. As early as 7 o'clock cars, crowded to their capacity, reached the Auditorium, and hundreds of persons arrived on foot. By 7:30 several thousand persons were gathered outside of the place. At that hour the choir had assembled on the platform in the rear of the speakers' stand.

When the doors were thrown open at 7:40 o'clock there was a rush at every entrance, men, women and children shoving and pushing their way in. Seven minutes after the doors were opened every seat in the house was filled and hundreds were endeavoring to enter. In order that there might be no crowding in the aisles, the doors were kept open until 8:30 o'clock.

(Continued on Second Page.)

GOVERNOR AGAINST IT

Patterson, of Tennessee, Says State Prohibition Is Wrong.

NASHVILLE, TENN., January 11.—In a special message to the Legislature late this afternoon, Governor Patterson discussed in detail the subject of State-wide prohibition. He declared that State-wide prohibition was an amendment and profoundly wrong as a governmental policy, and does not accomplish the result hoped for. He said it violates the plainest and most obvious rule, individual action and personal freedom. He declared that the use or non-use of liquor should be left to the individual. He reviewed the legislation by States on this subject, declaring that States cannot prevent the manufacture of liquor in other States and the shipment of liquor to other States. He declared further that until the United States forbids the manufacture and sale of liquor it is not possible to have a prohibition law.

To destroy the value of existing laws without reformation, the Governor said, is confiscation without compensation.

He asserted that prohibition States are filled with open and secret violations of the law, and the abolition of the sale of liquor by law is an "impossibility and an empty dream." The Governor said that the choice lay between regulation and control of the law and secret or open violation of the law.

He made a strong plea for local option. He asserted that a majority of the people are not demanding State-wide prohibition, and that there is nothing in the divine law which makes prohibition itself a moral issue.

He urged the Legislature to proceed with deliberation and caution and with a due regard for the welfare of the State, and, in closing, recommended that no bill or bills be passed prohibiting the manufacture and sale of liquor in Tennessee.

Bills Will Pass. Advocates of State-wide prohibition in Tennessee are freely predicting tonight that the law will be passed by both houses of the Legislature to-morrow. Prohibition bills have passed second reading in both houses, and tonight the bills are before them. The bills are counterparts.

The day has been one of sensations in legislative circles, and the bills have been made at a meeting of Methodist ministers that not only was money being used in large sums in an effort to defeat the bills, but that the bills were being passed by a large majority.

In the Senate to-morrow, if members vote as they did in organizing the body, the measure's passage is assured, seventeen votes being necessary. In the House enough members have committed themselves on paper to assure its passage there. The Governor, it is conceded, will veto the measure, when the fight will be on to overturn his veto. Only a majority is required to pass a measure over the Governor's veto.

RIVERS AND HARBORS

Small Hope for an Appropriation at This Session of Congress.

WASHINGTON, January 11.—The House Committee on Rivers and Harbors again to-day failed to reach a conclusion to report a general rivers and harbors bill this session. It is understood, however, that a majority of the committee favor a measure appropriating about \$10,000,000 for surveys for emergencies and for the maintenance of projects under way. The committee will meet again Saturday in an effort to reach a definite conclusion, but it is practically certain no general bill will be reported.

Those who have opposed a bill providing for projects not yet begun contend that the condition of the treasury is such that a large appropriation cannot be considered, and are now claiming, in addition, that there is not sufficient time in which to prepare a bill, or for the consideration of the present Congress.

LIFE IMPRISONMENT

According to Agreement, Dr. Amesbury Accepts This and Is Sentenced.

DEDHAM, MASS., January 11.—In accordance with the agreement as announced last week a plea of guilty of murder in the first degree was entered by Dr. Walter Raleigh Amesbury when he was arraigned in the Superior Court here to-day on the charge of having murdered his wife, Judge Sherman sentenced him to life imprisonment, but it was suggested that he be taken to Charlestown later in the day.

Dr. Amesbury shot and killed his wife, Anna Vatteller Amesbury, at her home, in Hyde Park, on Christmas Day, 1907, to which place he had gone after a separation to take part in a family reunion. Mrs. Amesbury was a teacher of music in Roanoke College, Danville, Va.

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